IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 21ST MARCH 2007 / 30TH PHALGUNA 1928

WP(C).No. 32261 of 2003(N)

PETITIONER:

MRS.JONAMMA JOSEPH, W/O.LATE K.V.JOSEPH,
AGED 75, KIZHAVANA HOUSE, SOCIETY ROAD,
MARADU P.O., THRIPUNITHURA-682 304.

BY ADV. SRI.K.C.CHARLES
SRI.M.POLY MATHAI

RESPONDENTS:

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1. CORPORATION OF COCHIN,
REPRESENTED BY ITS SECRETARY, OFFICE OF THE
CORPORATION OF COCHIN, KOCHI-11.

2. ASSISTANT EXECUTIVE ENGINEER,
ZONAL OFFICE, CORPORATION OF COCHIN,
VYTTILA, ERNAKULAM.

3. BABY JAYAKUMAR,
DEPUTY SUPERINTENDENT OF POLICE,
OFFICE OF THE D.I.G. OF POLICE,
ERNAKULAM, KOCHI-11.

BY ADV. SRI.V.S.CHANDRASEKHARAN, SC.COCHIN CORP
SRI.K.K.JOHN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 21/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C) NO.32261/2003

A P P E N D I X

PETITIONER'S EXHIBITS :

EXT.P1 : TRUE COPY OF THE INJUNCTION ORDER PASSED IN O.S.2049/01 BY THE MUNSIFF'S COURT, ERNAKULAM.

EXT.P2 : TRUE COPY OF THE COMPLAITN DT. 28.1.2003 SENT BY THE PETITIONER TO THE 2ND RESPONDENT.

EXT.P3 : TRUE COPY OF THE COMMISSION REPORT IN OS NO.2049/03 DT. 25/6/2003.

EXT.P4 : TRUE COPY OF THE COMPLAINT DT. 16.5.2003 AND SENT ON 23.5.2003 BY THE PETITIONER TO THE D.I.G. OF POLICE WITH COPY TO THE FIRST RESPONDENT.

EXT.P5 : TRUE COPY OF THE COMPLAINT DT. 30.9.2003 SENT BY THE PETITIONER TO THE 1ST RESPONDENT WITH COPY TO THE 2ND RESPONDENT.

RESPONDENTS' EXHIBITS :

EXT.R3A: TRUE COPY OF SALE DEED NO.1741 DT. 8.5.2002 OF S.R.O., ERNAKULAM.

EXT.R3B: TRUE COPY OF RECTIFICATION DEED NO.3652/2002 DT. 3.9.2002.

EXT.R3D: TRUE COPY OF THE TAX RECEIPT IN RESPECT OF 1.40 CENTS IN SY.NO.559/3 IN THE NAME OF THE THIRD RESPONDENT DT. 12.12.2002.

EXT.R3E:TRUE COPY OF POSSESSION CERTIFICATE IN RESPECT OF 2.640 CENTS OF LAND IN S.NO.559/3 ISSUED BY THE VILLAGE OFFICER, ERNAKULAM DT. 12.12.2002.

EXT.R3F: TRUE COPY OF SITE PLAN AND PERMIT NO.KRP.2/638/02 DT. 7.12.2002.

TGS

KURIAN JOSEPH, J.

W.P.(C) No.32261 of 2003

Dated 21st March, 2007.

J U D G M E N T

The writ petition is filed aggrieved by the alleged unauthorised construction undertaken by the third respondent. In view of the intervening developments, in case the petitioner has still any grievance left, she may produce a copy of this judgment before the first respondent, in which case, appropriate action in accordance with law on Exts.P2 and P4 will be taken with notice to the affected parties also.

The writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

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KURIAN JOSEPH, J

O.P.No. of 2002

J U D G M E N T

Dated 21st March, 2007.